

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA**

In RE:

LOTT, SANDRA, K.,  
LOTT, KEVIN G.,

Case No.: 04-60832  
Chapter 7

Debtors

**DEBTOR'S MEMORANDUM RESPONSE TO MOTION OBJECTING TO  
EXEMPT PROPERTY**

TO: The United States Bankruptcy Court, The United States Trustee, and  
Trustee Velde.

1. Debtors, by and through their attorney, Terry Graff, Graff Law Office Incorporated, files this Memorandum Response to the Trustee's Motion Objecting to Exempt Property.
2. The Court is scheduled to hold a hearing on this matter at 10:00 a.m. on September 29, 2004, in the U.S. Bankruptcy Court, 204 US Courthouse 118 South Mill Street, Fergus Falls, Minnesota.
3. The Debtors exempted the following mechanics tools under MSA § 550.37(6): toolbox valued at \$600.00 (Six Hundred Dollars); mechanics tools valued at \$4,000.00 (Four Thousand Dollars); and, 2 (Two) Z hoists valued at \$4,000.00 (Four Thousand Dollars). Debtors assert that this exemption is appropriate and valid under said statute.
4. Debtor, Kevin Lott, has engaged in business under the name Lott's Repair. The business is located at an address separate from his home address. Exhibit 1, is a copy of his business card.

5. Debtor, Kevin Lott, upon his release from incarceration, will need to have a source of income and employment. If the Court requires him to sell off his equipment and tools, he will have no business and no way to replace the tools.

6. If it is determined that the exemption on jewelry is not proper, arrangements will be made as appropriate.

Respectfully Submitted:

Dated: September 15, 2004

Signed: \_\_\_\_\_

Terry Graff

Attorney for Sandra & Kevin Lott

Graff Law Office Incorporated

1001 Center Avenue, Suite H-1

Moorhead, MN 56560-2080

(218) 291-1429

MN License Number 0255063



## LOTT'S Repair



Trained in: Chrysler • Plymouth • Dodge • Ford  
Pontiac • Oldsmobile • Cadillac • GMC Truck

**Complete Auto Repair  
Aftermarket High-Performance Modifications  
for Cars and 4x4's including fuel injections**

**Kevin Lott**

18 Yr. Master Technician

Phone: 734-3502

Fax: 734-3607

1513 29th Ave. S., Moorhead, MN 56501

UNITED STATES BANKRUPTCY COURT  
District of Minnesota

IN RE: Sandra K. Lott )  
and ) **AFFIDAVIT OF SERVICE BY MAIL**  
Kevin G. Lott ) Bankruptcy Case No. 04-60832

The undersigned, being first duly sworn, deposes and says that s/he is of legal age and that on September 15, 2004 she served and filed the following attached documents:

1. Debtor's Response to Trustee's Motion in Objection to Property Exemptions with Copy of Business Card for Kevin Lott as Exhibit One
2. Affidavit of Service

upon the following person or entities:

Trustee David G. Velde  
1118 Broadway  
Alexandria, MN 56308

US Bankruptcy Court  
209 PO Bldg  
118 S Mill St.  
Fergus Falls, MN 56308

Office of the US Trustee  
1015 US Courthouse  
300 S. 4 Street  
Minneapolis, MN 55415

by first-class mailing of a properly addressed envelope and depositing it at the U.S. Post Office in Moorhead, MN 56560

Dated: September 15, 2004

Paula Strom-Sell  
Paula Strom-Sell

Subscribed and sworn to before on September 15, 2004

Terry A. Duff  
Notary

